

Page One of 4 Pages

FAX to: (907) 269-4539

To: Attention Mr. Dan Bockhorst
Staff

To: State of Alaska
Local Boundary Commission

From FAX-907-235-2281

Alaskans Opposed
To Annexation, et al,
and Vi Jerrrel

Sept. 1, 2004
Written Comments:

From:

Alaskans Opposed To Annexation, et al,
and Vi Jerrrel

Regarding: Responses To city of Homer annexation
Remand to LBC ordered by Superior Court
Judge Rinden, Anchorage

Comments:

Order of LBC State of Alaska orders that
written comments relating to events after
date Jan. 17, 2002, will be rejected, by LBC.

We oppose city of Homer's action and
intent, stated in their letter to LBC, dated
June 24, 2004 (etc.), ignoring LBC order, and stating
"... it is the City's intention to submit additional
evidence that relates to events occurring
after January 17, 2002."

We object to, and oppose, any act of city of
Homer, and city manager, Walt Winedy, doing
this, and ignoring the State of Alaska LBC order.
We are required to follow it. The city of Homer is, also,
(I make the point that I (Vi Jerrrel) was
not annexed in the 4.58 square miles that city
of Homer thinks it has annexed forever. We want
I am in RESA area. the annexation vacated.)

Page One of 4 pages

RECEIVED

SEP 02 2004

Local Boundary Commission

FAX to: (907) 269-4539
 Page 2 - continued ^{HolBC}

From: FAX 907-235-2281

To: State of Alaska

From: Alaska

Local Boundary Commission

Opposed To Annexation,
 et al, and Vi Jenne)

It is our opinion that city
 of Homer, ^{and city} manager Walt Wrede,
 are inaccurate, arrogant, biased,
 prejudiced, and have wrongfully misrepresented
 facts and figures, and maps of the various areas.

Kachemak Emergency Service Area was properly
 and legally formed. KESA exists and will remain
 as a Kenai Peninsula Borough emergency service
 area exactly as we formed it. KESA was formed
 and existed before city of Homer annexation of
4.58 sq. miles. City of Homer and manager
 Walt Wrede are wrong and way off base
 in saying KESA is not rightly formed, ^{in an} opinion.

Judge Mark Rinden of Anchorage
 Superior Court, in his ^{Superior} court opinion ruled
that KESA was legally formed and that
KESA will continue to exist (See ^{Court} Opinion)

The LBC needs to address the issues
 that the effect of Homer city annexation
 petition and annexation of 4.58 square
 miles had on KESA, regarding tax base
 of other people removed, liabilities, etc.,
 the area, population, tax base, appraisals, figures
 etc.)

Page 2 of 4 pages

From FAX 907-235-2281
 P FAX to LBC (907-269-4539) From Alaskans Opposed
 Page 3-continued to Annexation et al and
 Vi Jerrel

Please see court opinion, recent, of Superior
 Court Judge Mark Rinder, Anchorage, regarding
 LBC and Alaskans Opposed To Annexation et al,
 (including) (and Doris Cabana and Vi Jerrel)
 versus State of Alaska Local Boundary
 Commission. Our attorney for Alaskans
 Opposed To Annexation et al is Attorney
 Mr. Robert C. Erwin, former Alaska Supreme
 Court Justice, Erwin and Erwin, Anchorage.

I make the point that new city of Homer manager,
 Walt Wrede, was not here during all of the city
 annexation fighting, and that in our opinion
 based on factual information, he is
 misrepresenting information about KESA and
 annexation, and is inaccurate, arrogant,
 prejudiced regarding matters, relevant.

City of Homer has been unable to provide
 services such as water and sewer services for
 about 50% or so of the people in Homer. City
 cannot provide for ones in city, and cannot
 provide any services for others on annexed
 areas. City of Homer is greedy for money.
 The opinion of many people.

See recent ^{previous} issues of Homer paper regarding
 city of Homer dumping thousands etc. of
 gallons of raw sewage into Kachemak Bay and ocean.
 (Fish eat this sewage and people and animals eat the fish.)

Page 3 of 4 Pages

Page 4 - continued

FAX to 907-269-4539
LBC - State of Alaska

From: FAX 907-235-2281
Alaskans Opposed
To Annexation et al
and Vi Jenner

Comments to LBC Continued:
State of Alaska

Also, relevant information regarding formation of about 200 square miles of KESA as originally formed, I present these facts.

City of Homer in its wrongful petition to annex about 26 or so square miles, and in its wrongful annexation of about 4.58 square miles, illegally in our opinion annexed to city land way out beyond city of Homer, not touching and not contiguous, to city of Homer, way out on the Sterling Highway, beyond, and then jumped across the highway to annex land beyond, and Not Contiguous to Homer, in violation even of annexation standards demanded to be followed by LBC. Part of the new contiguous land that was annexed belongs to Cabana Family. Other people's land there Not contiguous was also annexed. We ask that all of the annexation be vacated. Our attorney included this in appeal.

We are Americans. We insist, and will continue, to insist, that our Alaska State and U.S. Constitutional rights be protected by submitted Alaskans Opposed to Annexation et al and Vi Jenner
Charles Page 4 of 4 pages

Date
Sept. 1,
2004

FAX to LBC - 907-269-4539
 State of Alaska
 Please add to pages 1-4



**NOTICE OF OPPORTUNITY TO COMMENT
 REGARDING KESA AND HOMER
 ANNEXATION REMAND**

From FAX 907-235-2281
 From Alaska's Opposed
 to Annexation et al
 and
 V. Jerrel

**STATE OF ALASKA
 LOCAL BOUNDARY COMMISSION**

Upon remand by the superior court, the Local Boundary Commission will discuss the Kachemak Emergency Service Area (KESA) and effect on KESA of the 4.58 square mile annexation to the City of Homer that occurred March 20, 2002. The court indicated that such discussion is warranted to ensure that annexation was in the best interests of the State.

this date An interested person or entity may file written comments with the Commission concerning this issue. Written comments based on evidence dated or events occurring after January 17, 2002 (the date on which the Commission denied requests for reconsideration of its December 26, 2001, decision), will be rejected. The provisions of 3 AAC 110.500 prohibiting ex parte contact with the Commission apply to this remand proceeding.

A printed copy of the original petition materials is available for review at the office of the Homer City Clerk, 491 East Pioneer Avenue, Homer (telephone: 235-3130). Copies of the record in electronic format (Adobe Acrobat pdf on CD) have been provided to each of the respondents in the original proceeding. Multiple CDs of the record have also been provided to the Homer Public Library and the Homer City Clerk for use by the public. CDs are also available upon request from Commission staff.

To be considered, written comments must be received in the office below by 4:30 p.m., Thursday, June 24, 2004:

Local Boundary Commission Staff
 550 West Seventh Avenue, Suite 1770
 Anchorage, AK 99501-3510

Fax: 907-269-4539
 Email: LBC@dced.state.ak.us

Further information about this matter, including details regarding the procedures to be used by the Commission is posted on the Commission's Web site at <http://www.dced.state.ak.us/dca/lbc/lbc.htm> under "Homer Annexation Remand" which is listed in the "Quick Links" directory. Inquiries may also be directed to Commission staff by telephone at (907) 269-4559.

(to attach to pages 1-4)

(Page 5)